

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ZURICH AMERICAN INSURANCE COMPANY as  
successor to ZURICH INSURANCE COMPANY, U.S.  
BRANCH,

Plaintiff,

-against-

MUNICH REINSURANCE AMERICA, INC.,  
(f/k/a American Re-Insurance Company),

Defendant.

07 CV 2943 (LBS)(MHD)

**NOTICE OF MOTION FOR  
ADMISSIONS PRO HAC VICE**


PLEASE TAKE NOTICE that, upon the annexed affidavit of Phoebe A. Wilkinson, sworn to May 22, 2007, the affidavit of Joy L. Langford, sworn to May 21, 2007 and the exhibit thereto and the affidavit of Ellen Farrell, sworn to May 24, 2007 and the exhibit thereto, and upon all pleadings and proceedings heretofore had herein, the undersigned will move this Court before the Honorable Leonard B. Sand, at the United States Court House, 500 Pearl Street, Courtroom 15A, New York, New York, on a date to be determined by the Court, for an order, pursuant to Local Civil Rule 1.3(c), admitting Joy L. Langford and Ellen Farrell of the law firm of Chadbourne & Parke LLP pro hac vice for the purpose of representing plaintiff Zurich American Insurance Company in the above-captioned action and for such other and further relief as the Court may deem equitable and just.

PLEASE TAKE FURTHER NOTICE that plaintiff waives oral argument on this motion unless defendant serves papers in opposition in which case oral argument is respectfully requested.

A proposed form of Order is attached hereto.

Dated: New York, New York  
June 1, 2007

CHADBOURNE & PARKE LLP

By   
Phoebe A. Wilkinson (PW-3143)  
Attorneys for Plaintiff  
30 Rockefeller Plaza  
New York, New York 10112  
(212) 408-5100

TO: Bruce M. Friedman, Esq.  
RUBIN, FIORELLA & FRIEDMAN LLP  
Attorneys for Defendant  
292 Madison Avenue, 11th Floor  
New York, NY 10017

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ZURICH AMERICAN INSURANCE COMPANY as  
successor to ZURICH INSURANCE COMPANY, U.S.  
BRANCH,

Plaintiff,

-against-

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(f/k/a American Re-Insurance Company),

Defendant.

07 CV 2943 (LBS)(MHD)

**AFFIDAVIT OF PHOEBE A.  
WILKINSON IN SUPPORT OF  
MOTION FOR ADMISSIONS  
PRO HAC VICE**

STATE OF NEW YORK        )  
                                  :    ss.:  
COUNTY OF NEW YORK    )

PHOEBE A. WILKINSON, being duly sworn, deposes and says:

1. I am an attorney admitted to practice law in the courts of the State of New York and at this Court. I am a partner with Chadbourne & Parke LLP, attorneys for plaintiff Zurich American Insurance Company (“Zurich”) in the above-captioned action. I make this affidavit in support of plaintiff’s motion for an order, pursuant to Local Civil Rule 1.3(c), admitting Joy L. Langford and Ellen Farrell of the law firm of Chadbourne & Parke LLP pro hac vice for the purpose of representing Zurich in this action. Affidavits of Ms. Langford and Ms. Farrell in support of this motion are submitted herewith.

2. Ms. Langford is a partner with Chadbourne & Parke LLP and is resident in the firm’s Washington D.C. office. Ms. Langford is a member in good standing of the bars of the District of Columbia and Virginia. Ms. Farrell is counsel to Chadbourne & Parke LLP and is also resident in the firm’s Washington D.C. office. Ms. Farrell is a member in good standing of the bar of the District of Columbia. I have worked with Ms.

Langford and Ms. Farrell and consider them to be of the highest moral character and fitness.

3. Ms. Langford and Ms. Farrell are fully familiar with the facts that are the subject of this action and plaintiff has requested that they represent the company herein. Ms. Langford and Ms. Farrell specialize in reinsurance, which is the subject of plaintiff's claims in this action. Their experience and knowledge of the facts at issue are critical to Zurich's representation in this action and Zurich would be substantially prejudiced if they were not allowed to appear pro hac vice on its behalf.

4. Ms. Langford and Ms. Farrell have agreed to comply with all applicable rules governing practice before this Court and the courts of the State of New York, including all disciplinary rules, if they are admitted pro hac vice in this action. If Ms. Langford and Ms. Farrell are admitted pro hac vice, payment of the \$25, per attorney, pro hac vice fee to the Clerk will be made promptly thereafter.

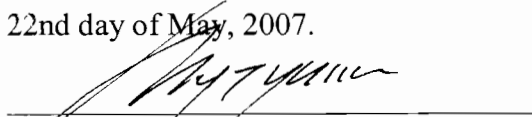
5. Counsel for defendant Munich Reinsurance America has advised me that defendant has no objection to the admissions pro hac vice of Ms. Langford and Ms. Farrell.

WHEREFORE, I respectfully request that this Court enter an order admitting Joy L. Langford and Ellen Farrell of Chadbourne & Parke LLP pro hac vice for the purpose of representing plaintiff in the above-captioned action.



Phoebe A. Wilkinson (PW-3143)

Sworn to before me this  
22nd day of May, 2007.

  
\_\_\_\_\_  
Notary Public

MARY T. YELENICK  
Notary Public, State of New York  
No. 02-YE4928848  
Qualified in New York County  
Commission Expires April 04, 2010

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ZURICH AMERICAN INSURANCE COMPANY as  
successor to ZURICH INSURANCE COMPANY, U.S.  
BRANCH,

Plaintiff,

-against-

MUNICH REINSURANCE AMERICA, INC.,  
(f/k/a American Re-Insurance Company),

Defendant.

07 CV 2943 (LBS)(MHD)

**AFFIDAVIT OF JOY L.  
LANGFORD IN SUPPORT OF  
MOTION FOR ADMISSION  
PRO HAC VICE**

DISTRICT OF COLUMBIA    )  
                                      :   ss.:  
CITY OF WASHINGTON        )

JOY L. LANGFORD, being duly sworn, deposes and says:

1. I am a partner with the law firm of Chadbourne & Parke LLP ("Chadbourne"), attorneys of record for plaintiff Zurich American Insurance Company ("Zurich") in the above-captioned action and am resident in Chadbourne's Washington D.C. office. I make this affidavit in support of the motion for my admission pro hac vice for the purpose of representing Zurich in this action.

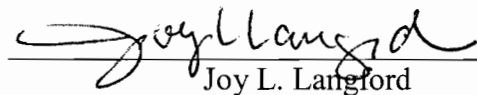
2. As reflected in the Certificates of Good Standing annexed hereto as Exhibit A, I am a member in good standing of the bars of the District of Columbia and Virginia. I have neither been suspended nor disbarred by any court. There are not now, nor have there ever been, any disciplinary proceedings against me in any jurisdiction.

3. There exists good cause for my admission pro hac vice based upon the following:

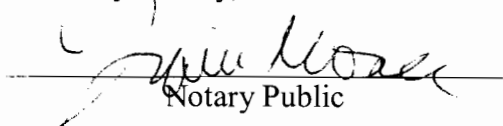
- (i) I specialize in reinsurance and have developed familiarity with the legal issues that are the subject of this action;
- (ii) I have extensive knowledge of the facts that are the subject of this action; and
- (iii) Zurich has requested that I represent the Company in this action and it would suffer substantial prejudice if I were not admitted pro hac vice to represent the Company.

4. I agree to comply with all applicable rules if I am admitted to practice pro hac vice in this action. I also agree to advise the Court immediately upon any change in my standing at the bar of any other court.

5. For the foregoing reasons, I respectfully request that I be admitted pro hac vice for the purpose of representing Zurich in this action.

  
Joy L. Langford

Sworn to before me this  
21st day of May, 2007.

  
Notary Public

**Jamie Moses**  
Notary Public District of Columbia  
My Commission Expires 2/28/11

Karen A. Gould, President  
McSweeney, Crump, Childress & Gould, P.C.  
11 South Twelfth Street  
Richmond, VA 23219  
Telephone: (804) 545-2415

Howard W. Martin, Jr., President-elect  
Crenshaw, Ware & Martin, P.L.C.  
1200 Bank of America Center  
Norfolk, VA 23510-2111  
Telephone: (757) 623-3000

Phillip V. Anderson, Immediate Past President  
Frith Anderson & Peake, P.C.  
P.O. Box 1240  
Roanoke, VA 24006-1240  
Telephone: (540) 772-4600

George W. Chabalewski  
Bar Counsel



# Virginia State Bar

Eighth and Main Building  
707 East Main Street, Suite 1500  
Richmond, Virginia 23219-2800  
Telephone: (804) 775-0500

Facsimile: (804) 775-0501 TDD: (804) 775-0502

Thomas A. Edmonds  
Executive Director and  
Chief Operating Officer

Mary Yancey Spencer  
Deputy Executive Director

Elizabeth L. Keller  
Assistant Executive Director  
for Bar Services

Susan C. Busch  
Assistant Executive Director  
for Administration

*May 29, 2007*

## ***CERTIFICATE OF GOOD STANDING***

*THIS IS TO CERTIFY THAT **JOY LYNN LANGFORD** IS AN ACTIVE  
MEMBER OF THE VIRGINIA STATE BAR IN GOOD STANDING. **MS.**  
**LANGFORD** WAS LICENSED TO PRACTICE LAW IN VIRGINIA ON  
**OCTOBER 6, 1994**, AFTER SUCCESSFULLY PASSING THE BAR  
EXAMINATION GIVEN BY THE VIRGINIA BOARD OF BAR EXAMINERS.*

*SINCERELY,*

**THOMAS A. EDMONDS  
EXECUTIVE DIRECTOR AND  
CHIEF OPERATING OFFICER**



District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia  
Court of Appeals, do hereby certify that

JOY L. LANGFORD

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was on the 5<sup>TH</sup> day of AUGUST, 1996

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duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have  
hereunto subscribed my name  
and affixed the seal of this  
Court at the City of  
Washington, D.C., on May 4,  
2007.

GARLAND PINKSTON, JR., CLERK

By: \_\_\_\_\_

A handwritten signature in cursive script, appearing to read "A. Jackson", is written over a horizontal line.

Deputy Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ZURICH AMERICAN INSURANCE COMPANY as  
successor to ZURICH INSURANCE COMPANY, U.S.  
BRANCH,

Plaintiff,

-against-

MUNICH REINSURANCE AMERICA, INC.,  
(f/k/a American Re-Insurance Company),

Defendant.

07 CV 2943 (LBS)(MHD)

**AFFIDAVIT OF ELLEN  
FARRELL IN SUPPORT OF  
MOTION FOR ADMISSION  
PRO HAC VICE**

DISTRICT OF COLUMBIA    )  
                                      :   ss.:  
CITY OF WASHINGTON        )

ELLEN FARRELL, being duly sworn, deposes and says:

1. I am counsel to the law firm of Chadbourne & Parke LLP ("Chadbourne"), attorneys of record for plaintiff Zurich American Insurance Company ("Zurich") in the above-captioned action and am resident in Chadbourne's Washington D.C. office. I make this affidavit in support of the motion for my admission pro hac vice for the purpose of representing Zurich in this action.

2. As reflected in the Certificate of Good Standing annexed hereto as Exhibit A, I am a member in good standing of the Bar of the District of Columbia. I have neither been suspended nor disbarred by any court. There are not now, nor have there ever been, any disciplinary proceedings against me in any jurisdiction.

3. There exists good cause for my admission pro hac vice based upon the following:

- (i) I specialize in reinsurance and have developed familiarity with the legal issues that are the subject of this action;
- (ii) I have extensive knowledge of the facts that are the subject of this action; and
- (iii) Zurich has requested that I represent the Company in this action and it would suffer substantial prejudice if I were not admitted pro hac vice to represent the Company.

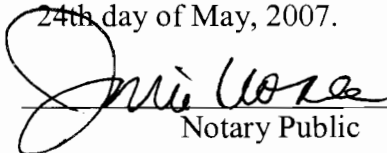
4. I agree to comply with all applicable rules if I am admitted to practice pro hac vice in this action. I also agree to advise the Court immediately upon any change in my standing at the bar of any other court.

5. For the foregoing reasons, I respectfully request that I be admitted pro hac vice for the purpose of representing Zurich in this action.



Ellen Farrell

Sworn to before me this  
24th day of May, 2007.

  
Notary Public

**Jamie Moses**  
Notary Public District of Columbia  
My Commission Expires 2/28/11



District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia  
Court of Appeals, do hereby certify that

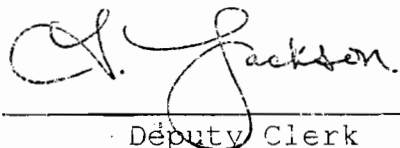
ELLEN M. MACDONALD

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was on the 7<sup>TH</sup> day of JULY, 1997  
duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have  
hereunto subscribed my name  
and affixed the seal of this  
Court at the City of  
Washington, D.C., on May 4,  
2007.

GARLAND PINKSTON, JR., CLERK

By:   
Deputy Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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BRANCH,

Plaintiff,

-against-

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(f/k/a American Re-Insurance Company),

Defendant.

07 CV 2943 (LBS)(MHD)

**ORDER ADMITTING  
JOY L. LANGFORD PRO HAC  
VICE ON WRITTEN MOTION**

THIS MATTER having been brought before the Court by Phoebe A.

Wilkinson, attorney for Plaintiff Zurich American Insurance Company as successor to  
Zurich Insurance Company, U.S. Branch, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that:

Joy L. Langford  
Chadbourne & Parke LLP  
1200 New Hampshire Avenue, NW  
Washington, DC 20036  
(202) 974-5600  
(202) 974-5602 (fax)

is admitted to practice pro hac vice as counsel for Plaintiff Zurich American Insurance Company  
as successor to Zurich Insurance Company, U.S. Branch in the above-captioned case in the  
United States District Court for the Southern District of New York. All attorneys appearing  
before this Court are subject to the Local Rules of this Court, including the Rules governing  
discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system,

counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: June \_\_, 2007  
New York, New York

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U.S.D.J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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**ORDER ADMITTING  
ELLEN FARRELL PRO HAC  
VICE ON WRITTEN MOTION**

THIS MATTER having been brought before the Court by Phoebe A.  
Wilkinson, attorney for Plaintiff Zurich American Insurance Company as successor to  
Zurich Insurance Company, U.S. Branch, and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that:

Ellen Farrell  
Chadbourn & Parke LLP  
1200 New Hampshire Avenue, NW  
Washington, DC 20036  
(202) 974-5600  
(202) 974-5602 (fax)

is admitted to practice pro hac vice as counsel for Plaintiff Zurich American Insurance  
Company as successor to Zurich Insurance Company, U.S. Branch in the above-captioned  
case in the United States District Court for the Southern District of New York. All  
attorneys appearing before this Court are subject to the Local Rules of this Court,  
including the Rules governing discipline of attorneys. If this action is assigned to the

Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: June \_\_, 2007  
New York, New York

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U.S.D.J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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BRANCH,

Plaintiff,

-against-

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(f/k/a American Re-Insurance Company),

Defendant.

07 CV 2943 (LBS)(MHD)

**CERTIFICATE  
OF SERVICE**

PHOEBE A. WILKINSON hereby certifies that:

1. On the 1st day of June, 2007, I caused to be served a true and correct copy of Plaintiff's Notice of Motion for Admission pro hac vice and supporting affidavits by U.S. First Class Mail, postage prepaid, upon the following attorney in this action:

Bruce M. Friedman, Esq.  
RUBIN, FIORELLA & FRIEDMAN LLP  
Attorneys for Defendant  
292 Madison Avenue, 11th Floor  
New York, NY 10017



Phoebe A. Wilkinson